

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

Malcolm Sanders
Full name and prison name of
Plaintiff(s)

v.

LEARY, Staff
MOON, Staff
TRAWICK, Staff
CHAMPION, Staff
ANDY HUGHES (Sheriff)
KEITH REED, Commander
Name of person(s) who violated your
constitutional rights. (List the names
of all the person.)

CIVIL ACTION NO. 1:09cv1045-10
(To be supplied by Clerk of U.S. District
Court)

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES ☐ No ☒
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES ☒ NO ☐
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) Malcolm Sanders

Defendant(s) Andy S. Hughes, Sheriff
Keith Reed, Commander

2. Court (if federal court, name the district; if state court, name the county)

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U.S. DISTRICT COURT
MIDDLE DISTRICT ALABAMA

3. Docket number Civil Action no. 1:09-cv-856-TMH
4. Name of judge to whom case was assigned Wallace Capel
JS
5. Disposition (for example: was the case dismissed? Was it appealed? Is it still pending?) It is still pending
6. Approximate date of filing lawsuit September 18, 2009
7. Approximate date of disposition _____

II. PLACE OF PRESENT CONFINEMENT Houston County Jail

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED Houston
County Jail

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

- | | NAME | ADDRESS |
|----|--|---------------------------|
| 1. | Andy Hughes, Deputy Sheriff | 901 E. Main Dothan, 36301 |
| 2. | Keith Reed, Commander | 901 E. Main Dothan, 36301 |
| 3. | Learg, Staff | 901 E. Main Dothan, 36301 |
| 4. | Moon, Staff | 901 E. Main Dothan, 36301 |
| 5. | Trawick, Staff | 901 E. Main Dothan, 36301 |
| 6. | Champion, Staff | 901 E. Main Dothan, 36301 |
- IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED 10-24-09

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: RACIAL DISCRIMINATION

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

(The Sprinkler
Went off in
my cell)

10/24/2009 DURING AN EMERGENCY SITUATION INVOLVING 3

CELLMATES 2 BLACK (MALCOLM SANDERS, JONAS SMITH) 1 WHITE (DANNY SANDERS) FOR MENTIONED STAFF LEAHY, MOON, TRAWICK, AND CHAMPION

HELD US UNDER EXHAUSTING SPRINKLER AT GUN POINT (TAZERS) WHILE THEY WITHDRAW DANNY SANDERS FROM CELL AND LOCKED US IN HAZARDOUS CELL

GROUND TWO: CIVIL INJUSTICE

SUPPORTING FACTS: IT'S MY CONSTITUTIONAL RIGHT TO BE PROVIDED WITH HYGIENE NECESSITIES ~~IF~~ TISSUE, SHOWER SLIDES,

SOAP, TOOTHPASTE UPON ARRIVAL INTO DEPARTMENT. ANDY HUGHES, ^{Sheriff} AND COMMANDER REED, HAVE TOTAL DISREGARD FOR THIS RIGHT. THEY

CHARGE YOU FOR THESE ITEMS. THEY HAVE INDULGENT PACKS WHICH I WAS CHARGED 2\$ FOR. THOSE WHO CANT OBTAIN A 0\$ BALANCE OR INELIGIBLE FOR ~~PACK~~

GROUND THREE: NO PROFESSIONALISM

SUPPORTING FACTS: STAFF MEMBERS LEAHY, MOON, TRAWICK, AND CHAMPION

SHARE AN OCCUPATIONAL OBLIGATION FOR ENSURING THE

SAFETY AND WELL BEING OF A PRISONER. IN MY CASE ME MALCOLM SANDERS AND JONAS SMITH WITHOUT PREJUDICE. 10/24/2009 SAYS

STAFF ALLOWED THEIR PERSONAL FEELINGS TO GOVERN THEIR ACTIONS

PLACING ME MALCOLM SANDERS AND JONAS SMITH HEALTH AND SAFETY IN

JEOPARDY. HAD THEY TAZED US WHILE WE WERE WET THEIR UNPROFESSIONAL-ISM COULD'VE PROVED DEADLY AND COST US OUR LIVES.

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU.
MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

AFTER INVESTIGATION IF THE COURT FINDS NEGLIGENT ACTIONS
ON BEHALF OF SAID "HCS" EMPLOYEES. I ASK THAT I BE
COMPENSATED FOR MY ANGUISH, STRESS, AND EMOTIONAL DAMAGE
BROUGHT ON FROM GROUNDS 1-3 AMONGST UNSAID REASONS I
DIDN'T HAVE SPACE TO INCLUDE. I'M SEEKING 500,000 \$ THANK YOU

Malcolm Sanders
Signature of plaintiff(s)

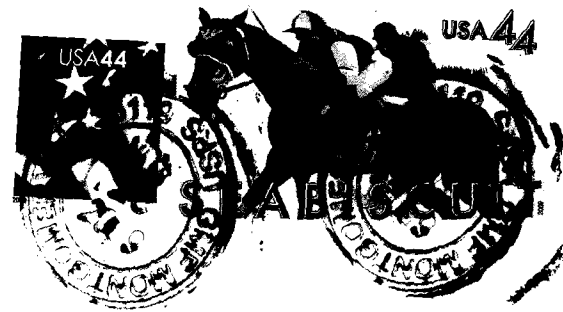
I declare under penalty of perjury that the foregoing is true and correct.

Executed on 11-6-09
(Date)

Malcolm Sanders
Signature of plaintiff(s)

Malcolm Sanders
59849 NS
901 E. Main St
Dothan AL 36301

ALABAMA CO. Jail Inmate Mail



United States District Court
P.O. Box 711
Montgomery, AL 36101-0711